



B Ifw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NAOAKI KOMIYA)
Serial No. 10/074,405) Group Art Unit: 2821
Filed: February 12, 2002) Examiner: W. Lee
For: ORGANIC EL PIXEL CIRCUIT)

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 C.F.R. § 1.181(a)

Mail Stop Petition
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

In response to the Notice of Abandonment dated October 28, 2004, Applicant submits this Petition to Withdraw Holding of Abandonment under 37 C.F.R. §1.181(a). Consideration and withdrawal of the holding of abandonment are requested.

REMARKS

In a Notice of Abandonment dated October 28, 2004, the present application has been indicated as being abandoned for failure to timely pay the Issue Fee within the statutory period of three months from the mailing date of the Notice of Allowance.

In response, Applicant submits that the issue fee was timely paid, thus the holding of abandonment is improper and may not be maintained. In this regard, Applicant respectfully submits evidencing materials as Attachments 1, 2 and 3.

Attachment 1:

Attached is a copy of the papers filed with a certification of mailing stating the date of deposit as September 15, 2004 in compliance with 37 C.F.R. 1.8, which includes a copy of the check for the Issue Fee, and a copy of the returned post card (has not been returned)

Attachment 2:

Since the return postcard has not been returned, Attached is a statement of Ms. DiGregorio stating that she signed the certificate of mailing dated September 15, 2004 and deposited it in the outgoing mail, which is evidenced by a copy of the mail log for September 15, 2004 (Attachment 3).

Attachment 3:

Attached in a copy of a page of the mail log for September 15, 2004.

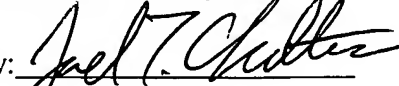
The documentary evidence discussed herein and submitted herewith clearly establishes that Applicants timely paid the Issue fee on September 15, 2004. Accordingly, Applicant herein petition to withdrawal the holding of abandonment set forth in the Notice of Abandonment dated October 28, 2004. Pursuant to MPEP § 711.03(c)I, no fee is required for the present Petition. However if there are any charges due with respect to this Petition or otherwise, please charge them to Deposit Account No. 06-1130.

For at least the reasons set forth herein above, the holding of Abandonment is improper and may not be maintained; withdrawal thereof is respectfully requested.

The Examiner is invited to contact Applicant's attorneys at the below-listed telephone number regarding this Petition or otherwise concerning the present application.

Respectfully submitted,

CANTOR COLBURN LLP

By: 

Joel T. Charlton

Registration No. 52,721

CANTOR COLBURN LLP

55 Griffin Road South

Bloomfield, CT 06002

Telephone (860) 286-2929

Facsimile (860) 286-0115

Customer No. 23413

Date: November 3, 2004

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): Naoaki Komiya

Docket No.

YKI-0083

Application No.

10/074,405

Filing Date

February 12, 2002

Examiner

W. Lee

Customer No.

23413

Group Art Unit

2821

Invention: ORGANIC EL PIXEL CIRCUIT



I hereby certify that this Petition to Withdraw Holding of Abandonment
(Identify type of correspondence)

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on
November 3, 2004
(Date)

Tracy A. Axiak

(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NAOAKI KOMIYA)
Serial No. 10/074,405) Group Art Unit: 2821
Filed: February 12, 2002) Examiner: W. Lee
For: ORGANIC EL PIXEL CIRCUIT)

STATEMENT PURSUANT TO 37 C.F.R. 1.8(b)(3)

I, Patricia DiGregorio, state that I timely submitted the Issue Fee for the above referenced application on September 15, 2004. I signed a certificate of mailing attesting to this fact, and deposited the Issue Fee and related papers in the outgoing mail for the firm Cantor Colburn LLP, which I recorded on the mail log for that day.

Respectfully submitted,

BY: Patricia DiGregorio
Patricia DiGregorio

Date: November 3, 2004



Date:

9/15/04

Patent / Trade, or Other	Address	Client's Name	Case Number	Contents	Your Initial	Postage Type or amount
P	USPTO	GE Medical	GEIM-0040	BIF, Pub. Fee + Fee Address Return	pd	.60 ✓
P	USPTO	FARO	FAD-0130-D	BIF + AD	pd	.37 ✓
P	USPTO	YKIE	YKI-0083	BIF, Pub. Fee + AD	pd	.37 ✓
P	USPTO	U.S. Microcorp	GS-2069	BIF, Pub. Fee + AD	pd	.37 ✓
P	USPTO	Germain	GER-0522	BIF, Pub. Fee + AD	pd	.37 ✓
P	USPTO	Germain	GER-0540	BIF + AD	pd	.37 ✓
P	USPTO	Germain	GER-0541	BIF + AD	pd	.37 ✓
P	USPTO	UConn	UCT-0034	BIF, Pub. Fee + AD	pd	.37 ✓
P	USPTO	Piston	PIES-0047	BIF, Pub. Fee + AD	pd	.37 ✓
P	USPTO	BellSouth	BEL-0017	BIF + AD	pd	.37 ✓
P	USPTO	BellSouth	BEL-0009	BIF + AD	pd	.37 ✓
P	USPTO	Myra	KOY-0003	BIF, Pub. Fee + AD	pd	.37 ✓
P	Lisa Saklisch	IBM	IB26-0025	Attorneys	pd	1.00 ✓
P			IB26-0024	Attorneys	pd	.37 ✓
P			IB26-0026	Attorneys	pd	.37 ✓
P			IB26-0029	Attorneys	pd	.37 ✓
P	Floyd Gonzalez	IBM	IB1-0042-D	Attorneys	pd	.37 ✓
P		IBM	IB1-0047	Attorneys	pd	.37 ✓
P		IBM	IB1-0069	Attorneys	pd	.37 ✓